

1 BILL NO. S-83-09-01

2 SPECIAL ORDINANCE NO. S- 190-83

3 SPECIAL ORDINANCE CONCERNING RATE
4 AND CHARGE INCREASES AS AFFECTED
5 BY ISSUANCE OF REVENUE BONDS.

6 WHEREAS, from time to time the Board of Public Works
7 may determine and the Common Council may find that utilities
8 operated by the City of Fort Wayne, Indiana, are in need
9 of improvements, extensions, additions, expansions or repairs;

10 WHEREAS, the Board of Public Works may determine that
11 the cost of the proposed improvements, extension, additions,
12 expansions or repairs based on construction bids received
13 and estimates as to contingencies and incidental expenses
14 and the Common Council may find that subject to the approval
15 of the Public Service Commission of Indiana funds for the
16 project should be provided by the issuance and sale of
17 revenue bonds payable solely out of the revenues of said
18 utility not constituting a general obligation of the City
19 of Fort Wayne, Indiana; and,

20 WHEREAS, utility rates and charges are usually increased
21 as a result thereof; and,

22 WHEREAS, it would be to the best interest of the City
23 of Fort Wayne, Indiana, and its citizens that consideration
24 should be given to elimination of the increase in rates and
25 charges by the utility when the bond issue is paid off.

26 NOW THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF
27 THE CITY OF FORT WAYNE, INDIANA:

28 Section 1. That whenever the Board of Public Works of
29 the City of Fort Wayne, Indiana has determined and the Common
30 Council thereof finds that any utility is in need of improve-
31 ments, extensions, additions, expansions or repairs and that
32 funds for said project should be provided by the issuance
and sale of revenue bonds payable solely out of said utility's

1 revenues and not constituting a general obligation of the
2 of the City of Fort Wayne, Indiana, and that rates and
3 charges are increased as a result thereof said Common Council
4 shall provide in the Ordinance authorizing said bond issue
5 that when said bond issue is paid off that said Board of Works
6 shall notify in writing the Common Council within ninety (90)
7 days of the terminal payment of such bond issue;

8 Section 2. Said Ordinance shall provide that
9 concurrently with said written notification said Board of
10 Public Works shall make a written showing as to why in its
11 opinion said city utility rates or other special revenue
12 requirements should not be reduced because of the reduced
13 debt service requirement arising from satisfaction of the
14 outstanding debt.

15 Section 3. The Common Council of the City of Fort Wayne,
16 Indiana, may take whatever steps it deems necessary to aid
17 it in adopting whatever ordinance or resolution it considers
18 necessary to effectuate the purpose of this ordinance and
19 the ordinance.

20 Section 4. This Ordinance shall be in full force and
21 effect from and after its adoption and approval by the Mayor.

22 
23 _____
24 COUNCILMAN

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30 Approved as to form and legality

31
32 David B. Keller
Attorney for the Common Council

Read the first time in full and on motion by Steve, seconded by Ray Quanta, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: 9-13-83

Sandra E. Kennedy
CITY CLERK

Read the third time in full and on motion by Steve, seconded by Ray Quanta, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GiaQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCRUGGS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: Sept 27, 1983.

Sandra E. Kennedy
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. I-190-83

on the 27th day of September, 1983.

ATTEST:

(SEAL)

Sandra E. Kennedy
CITY CLERK

Ray A. E. E. E.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of Sept., 1983, at the hour of 11:30 o'clock P. M., E.S.T.

Sandra E. Kennedy
CITY CLERK

Approved and signed by me this 30th day of September 1983, at the hour of 12 o'clock P. M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

BILL NO. S-83-09-01

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN
ORDINANCE CONCERNING RATE AND CHARGE INCREASES AS AFFECTED BY
ISSUANCE OF REVENUE BONDS

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE Do PASS.

JAMES S. STIER, CHAIRMAN

JANET G. BRADBURY, VICE CHAIRMAN

VICTURE L. SCRUGGS

MARK E. GIAQUINTA

ROY J. SCHOMBURG

Public
Janet G. Bradbury
Victure Scruggs
Mark E. GiaQuinta
Roy J. Schomburg

Sandra E. Kennedy

Concurred in 9-27-83